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571-273-0459

Date: MARCH 9, 2007

Linda R. Judge linda.judge@dlapiper.com T 415.836.2586

FAX TRANSMISSION COVER SHEET

Fax Number To **Telephone**

Attn: Mail Stop PCT Commission for Patents

415/836.2586

Inventor:

Office of PCT Legal Administration

Client-Matter Number: 306229-327 From: Linda R. Judge

Re: U.S. Application No.: 10/553,459

> Int'l Application No. PCT/US2004/011622

Entitled: FLAP ENDONUCLEASE 1 (FEN1) REGULATORY SEQUENCES AND USES THEREOF

I.A. Filing Date April 15, 2004

Attorney Docket No.: 3802-165-27 NATL (306229-327)

Pages: Originals: will not follow -31- (including this form)

Hallenbeck, et al.

If there is a problem with this transmission, please call DLA Piper Office Services at 415.836.2500, ext. 6104

Message:

Please find the following papers included in this filing:

- 1. Transmittal:
- 2. Miscellaneous Communication:
- 3. Copy of Decision on Petition; and
- Declaration(s) (six complete copies, executed)

Thank you.

CONFIDENTIALITY NOTICE

This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, phylleged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

(Form Rev. 8/02/04)

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			Application No.	10/553,459			
•	TRANSMITT	ΔΙ	I.A. Filing Date	April 15, 20	004		
	·		First Named Inventor	Hallenbeck	, et al.		
	FORM		Group Art Unit	To be assig	gned		
(To be used for all correspondence after in	tial filing)	Examiner Name	To be assig	gned		
Total Nu	mber of Pages in this Submission: 3	0	Attorney Docket No.	3802-165-2	27 NATL (306229-327)		
		ËNCLOSU	IRES (check all that apply)				
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☐ · Å	umendment/Repty		ng-related Papers Decision on Petition Mailed		al Communication to Board of als and Interferences		
. [After Final	02/12/0			al Communication to TC eal Notice, Brief, Reply Brief)		
	Affidavit/Declaration(s)		to Convert to a onal Application	Ргор	rietary Information ·		
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	Supplemental Information	Termina	al Disclaimer	Addil	ional Enclosure(s):		
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	SIGNAT	URE OF APP	LICANT, ATTORNEY	OR AGENT			
Signatur	di No	1		Date	3/9/07		
Name	Linda R. Judge	Reg. No. 4	2,702	Telephone	415-836-2500		
Address	153 Townsend St., Suite	∍ 800, San F	rancisco, CA 94107	Facsimile	415-836-2501		
	C	ERTIFICATE OF	FACSIMILE TRANSMISSION				
I hereby Tradema Date:	certify that this paper (along with any ork Office by facsimile transmission or, 2007	referred to as be	ing attached or enclosed) is beed below to facsimile No. 571-	eina filed with the	e United States Patent and		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Hallenbeck, et al. Applicant:

Docket No:

3802-165-27 (306229-327)

Serial No.:

10/553.459

Intl App. No.

PCT/US04/11622

Confirmation No.:

6977

I.A. Filing Date

Examiner:

April 15, 2004

For:

FLAP ENDONUCLEASE 1 (FEN1)

REGULATORY SEQUENCES AND

USES THEREOF

To be assigned

MISCELLANEOUS COMMUNICATION

Mail Stop PCT Commissioner for Patents Office of PCT Legal Administration P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Responsive to the Decision on petition mailed February 12, 2007, wherein the Petition was dismissed, Applicants have the following comments.

Applicants persisted in the effort to procure an executed declaration by the non-signing inventor, Garret Hampton and Applicant's efforts to locate and procure an executed declaration by the non-signing inventor, Garret Hampton, have been successful. A copy of his executed declaration is attached hereto. The need for a response to the dismissal of the Petition has been rendered moot, as submission of the missing declaration completes Applicants" filing requirements.

Further, Applicant's attach six complete copies of the declaration executed by each inventor. The declaration surcharge of \$65 was paid on November 17, 2006.

You are invited to contact undersigned counsel for further information that may be required. No additional fees are believed to be due in connection with this Communication. However, the Director is

authorized to charge any additional fees that may required, or credit any overpayment, to DLA Piper US LLP Deposit Account No. 07-1896 (Order No. 3802-165-27 NATL (306229-327))

Respectfully submitted,

Reg. No. 42,702

Date:

3/9/07

Customer No. 29585 DLA PIPER US LLP

Telephone:

415-836-2500

Facsimile:

415-836-2501

Page 2 of 2

SANF1\366526.1

Serial No. 10/553,459



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450 Alexandria.

DLA PIPER US LLP 153 TOWNSEND STREET SUITE 800 SAN FRANCISCO CA 94107-1957

In re Application of HALLENBECK et al.

Application No.: 10/553,459

PCT No.: PCT/US2004/011622 Int. Filing Date: 15 April 2004 Priority Date: 15 April 2003

Attorney Docket No.: 3802-165-27 NATL FLAP ENDONUCLEASE I (FENI)

REGULATORY SEQUENCES AND USES THEREOF

DECISION

This is a decision on applicants' submission filed 17 November 2006, which has been properly treated as a petition under 37 CFR 1.47(a), in the United States Patent and Trademark Office (USPTO). The petition is **DISMISSED** without prejudice.

BACKGROUND

On 15 April 2004, applicants filed international application PCT/US2004/011622, which designated the United States and claimed a priority date of 15 April 2003. A copy of the international application was communicated from the International Bureau to the USPTO on 28 October 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 17 October 2005 (15 October 2005 being a Saturday).

On 17 October 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, inter alia, the U.S. Basic National Fee.

On 19 June 2006, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, inter alia, that an oath or declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) and the surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage were required.

On 17 November 2006, applicants filed a submission which was accompanied by, inter alia, a declaration of inventors, the surcharge under 37 CFR 1.492(h), a declaration of facts by Jessica N. Cecena, a copy of an e-mail from Jessica Cecena to non-signing inventor Garret RECEIVED

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Application No.: 10/553,459

-2-

Hampton dated 02 November 2006, and a copy of a letter from Jessica Cecena to non-signing inventor Garret Hampton dated 22 September 2006. The submission has been properly treated as a petition under 37 CFR 1.47(a).

DISCUSSION

A petition under 37 CFR 1.47(a) must be accompanied by: (1) the fee under 37 CFR 1.17(h); (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort; (3) a statement of the last known address of the missing inventor; and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor.

As to item (1), the petition fee of \$200 has been charged to Deposit Account 07-1896.

Items (3) has been met.

Item (2) has not been mct. It is not clear whether it is being alleged that Garret Hampton refuses to execute the application or that he cannot be reached after diligent effort. The two are distinct. See, e.g., MPEP 409.03(d), item I. "Inventor Cannot Be Reached" and item II. "Refusal to Join." A first e-mail was sent to Mr. Hampton on 19 October 2006. A second e-mail was sent to him on 02 November 2006. It is not clear if either of these e-mails were received by Mr. Hampton. Accordingly, it is not clear if Mr. Hampton received the e-mails and did not respond or if he did not receive them. A letter was sent to Mr. Hampton's last known address on 22 September 2006. Again, it is not clear if Mr. Hampton received the letter and did not respond or if he no longer resides at that address.

If it is being alleged that Mr. Hampton refuses to sign, the inventor must be presented with a complete copy of the application papers (specification, including claims, drawing, and oath or declaration) for a refusal to be established. Thus, if Mr. Hampton's address is found, a complete copy of the application papers would still need to be presented to him. It does not appear that a copy of the specification was ever sent to Mr. Hampton.

If it is being alleged that Mr. Hampton cannot be reached or found, a bona fide attempt to find his address must be made and copies of documentary evidence such as *internet searches*, certified mail return receipts, cover letters of instructions, and telegrams, that support a finding that the non-signing inventor could not be found or reached should be made part of the affidavit or declaration. See MPEP § 409.03, item I.

Item (4) has not been met. The declaration of inventors filed 17 November 2006 is not in compliance with 37 CFR 1.497(a)-(b). The declaration includes three page threes. Each declaration must be complete in and of itself. I.e., each declaration must identify, inter alia, each inventor. It is not clear from the declaration filed 17 November 2006 that each declaration presented to and signed by the inventors was complete. It appears that five inventors signed five

Application No.: 10/553,459

-3-

separate declarations. However, only one declaration, which contains three page threes was provided. Applicants must submit either a single declaration executed by all of the inventors, with the exception of any non-signing inventors, or in the alternative a copy of the entire declaration for each signed declaration.

<u>CONCLUSION</u>

For the above reasons, applicants' petition under 37 CFR 1.47(a) is **DISMISSED** without prejudice.

If reconsideration on the merits of this petition is desired, a proper response must be filed within TWO (2) MONTHS from the mail date of this decision. Failure to timely file the proper response will result in abandonment of this application. Any reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.47(a)". No additional pctition fee is required. Extensions of time may be obtained under 37 CFR 1.136(a).

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

Daniel Stemmer Legal Examiner PCT Legal Affairs

Office of Patent Cooperation Treaty

Legal Administration Telephone: (571) 272-3301 Facsimile: (571) 273-0459

PTC/SB/01 (08-03)
Approved for use through 07/31/2005. OMB 0651-0032
U.S. Palent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to reapond to a collection of information unless it contains a valid OMB control number. Attorney Docket Number 3802-165-27 NATL DECLARATION FOR UTILITY OR First Named Inventor Paul HALLENBECK DESIGN COMPLETE IF KNOWN PATENT APPLICATION (37 CFR 1.63) Application Number 10/553,459 Filing Date 17 October 2005 Declaration Declaration Submitted OR Submitted after initial Art Unit With Initial Filing (surcharge Filling (37 CFR 1.16 (e)) Examiner Name required) I hereby declare that: Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: FLAP ENDONUCLEASE 1 (FEN 1) REGULATORY SEQUENCES AND USES THEREOF (Title of the Invention) the specification of which is attached hereto L 10/17/2005 was filed on (MM/DD/YYYY) as United States Application Number or PCT International Application Number 10/553,459 and was amended on (MM/DD/YYYY) (if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent. inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. Prior Foreign Application Foreign Filing Date Priority Certified Copy Attached? Country (MM/DD/YYYY) Number(s) Not Claimed PCT/US2004/092396 WO 04/15/2004 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 4]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.83. The information is required to obtain or retain a banefit by the public which is to file (and by the USPTO to process) an application, Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the CNef Information Officer, U.S. Pstent and Trademerk Office, U.S. Department of Commerce, P.O. Box 1450, Alexandris, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS YO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to:	X Custome	er Number.	29585			OR		Corresp	oondence address below
Name									•
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NAME OF SOLE OR FIRST IN	VENTOR:		Ар	etition				s unsign	ed inventor
Given Name (first and middle [if and)						Family Name or Surname			
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Residence: City	State			Coun	•			Cilizen	
Chester Springs	Pennslyvania			U.S.	A			United	d States of America
Mailing Address 1207 Tullamore Circle									
City	State	-			ZIP		•		Country
Chester Springs	Pennslyvania				19425	-1214			U.S.A.
NAME OF SECOND INVENTO	R:					_		n filed fo	or this unsigned inventor
Given Name (first and middle [if any]) Garret			_			nily Na Sumam		AMPTO	N
Inventor's Signature		•			-				Date
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San Diego	California			U.Ş.A			_	Irelan	d
Mailing Address 5362 Caminito Vista Lujo			•						
City San Diego	State California				ZIP 92130	ı		Country	U.S.A.
X Additional inventors or a legal repr	esentative are being	named on the	su	ptemer	nsi sheet	(a) PTO/	SB/02A	or 02LR et	leched hereto.

PTO/SE/02A (08-03)
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Under the Paperwork Reduction Act of 1995, no persons are required to reapond to a collection of information unless it contains a valid QMB control number. ADDITIONAL INVENTOR(S)
Supplemental Sheet

DECLARATION		Supplemental St	neet	Page -	3 of _4		
Name of Additional Joint Inventor, if any:		A petition h	as been filed for this un	signed Inve	entor		
Given Name (first and middle (if any)		Family Name or Surname					
Carl		HAY					
Inventor's Signature				Date			
Damascus Residence: City	Marylan State	nd U.S./		nited Slates o Cilizenship	l America		
28301 Honeysuckle Drive Mailing Address							
Mailing Address							
Damescus City	Maryla State		20872 Zip	United State Country	e of America		
Name of Additional Joint Inventor, if any:			nas been filed for this ur		entor		
Given Name (first and middle (if any)			Family Name or S	umame			
Ying		HUANG	•	•			
Inventor's Signature		Date -					
Oleny . Residence: City	Maryle State	and	U.S.A. Country		Canada Cilizenship		
5030 Yothin Drive Mailing Address		,					
Mailing Address							
Oleny City	Maryla State	and	20832 Zip	United State	es of America		
Name of Additional Joint Inventor, if any:		A petition	has been filed for this u	nsigned inv	entor		
Given Name (first and middle (if any)			Family Name or Si	urname			
John		JAKUBÇZAK					
Inventor's Signature		Date		•			
East Lyme Residence: City	Conne		United States of America Country		United States Citizenship		
5 Jean Drive Mailing Address							
Mailing Address							
East Lyme	Conne		06333 7ip	United Star	es of America		

City

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/02A (08-03)
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				Page	4 of 4	
Name of Additional Joint Inventor, if any:		A pelilio	n has been filed fo	or this unsigned in	iventor	
Given Name (first and middle (if any)		Family Name of	or Surname			
Sandrina		PHIPPS			_	
Inventor's						
Signature				Date		
Residence: Cily	State	C	ountry	Unitod States Cilizenship		
2319 Rosedown Drive Malling Address				·		
Manning Address						
Maliling Address						
Reston City	Virginia State		20191 Zip		ales of America	
	Jointe			Country		
Name of Additional Joint Inventor, if any:		A petition	n has been filed fo	or this unsigned in	ventor	
Given Name (first and middle (if any)	•	Family Name or Surname				
Inventor's		Date				
Signature						
Residence: City	State		Country		Cilizenship	
Mailing Address						
Mailing Address						
City	State		Zip	Country	,	
Name of Additional Joint Inventor, if any:		A petition	n has been filed fo		ventor	
Given Name (first and middle (if any)				ne or Surname		
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Aftorney Docket Number 300, 405, 67, 1457

DECLARATION	_ITY OR	<u> </u>		3802-	165-27 NATL	`	
	ESIGN]	First Nam	ed Inventor	Paul	HALLENBECK	
PATENT A	APPLICATI	ON		CC	MPLETE IF		
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Declaration	Decla	ration	· Filing Date			17 October 2005	
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	requi	ea)					
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Each inventor's residence, m							•
I believe the inventor(s) name which a patent is sought on the	ed below to be	the original and first	inventor(s	s) of the subje	ct matter v	vhich is claimed	and for
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If you need assistance in completing the form a USPTO. The collection of the Complete Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

03/08/2007 14:04 FAX 858 552 8775

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like softmade are punishable by fine or impreonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.						
NAME OF BOLE OR FIRST	INVENTOR:	A petition ha	s been filed for th	ngianu eù	ed inventor	
Given Name (firs. and middle [if eny])	auf .	-	Family Name or Sumame	HALLEN	BECK	
Inventors Signature					Date .	
Residence: City Chaster Springs	State Pennshyvania	Country U.S.A.		Citizen	ship I States of America	
Mailing Address 12(17 Tullismore Circle				<u> </u>		
City Chaster Springs	State Pennelyvania		P · 9425-1214		Country U,S.A,	
NAME OF SECOND INVENT	TOP:					
Given Name (first and middle [if anyl)			Family Name or Sumame		or this unsigned inventor	
Inventor's Signature	•	the motor	1	10	3/4/07	
Residence: City Sen Diego	State California	Country U.S.A.		Citizens		
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DECLARATION

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ADDITIONAL INVENTOR(S)

Supplemental Sheet

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Name of Additional Joint Inventor, if any:				as been filed for this	unsigned inv	rentor
Given Name (first and middle (if any)		Family Name	e or S	iumame		
Carl		HAY				
Inventor's Signature					Dale	
Damascus Residence: City	Marylan State		U.S.A Coun		United States Citizenship	of America
28301 Honeysuckle Orive Mailing Address						
Mailing Address						
Damaşcus City	Maryla State			20872 Zlp	United State Country	tes of America
Name of Additional Joint Inventor, if any:		☐ A petit	tion n	ias been filed for this	unsigned in	/entor
Given Name (first and middle (if any)		Family Name or Surname				
Ylng		HUANG				
Inventor's Signature		Date		· · · · · · · · · · · · · · · · · · ·		
Oleny Residence: City	Marylai State	nd	\prod	U.S.A. Country		Canada Clilzenship
5030 Tothal Drive Mailing Address						
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Oleny City	Maryla State			20832 Zip	United Sta Country	ites of America
Name of Additional Joint Inventor, if any:		A polit	lion h	as been filed for this	unsigned inv	/entor
Given Name (first and middle (if any)				Family Name or	Surname	
John		JAKUBCZAK				
Inventor's Signaturė		Date				
East Lyme Residence: City	Conneti State			Inited States of America Country	3	United States Cilizenship
5 Jean Orive Mailing Address						
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East Lyme City	Connett			08333 710	United State	les of America

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ADDITIONAL INVENTOR(S)

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Name of Additional Joint Inventor, if any:		A per	tilion has been filed fo	or this unsigned i	ovenlar	
Given Name (first and middle (if any)		Family Name or Surname				
Sandrina		PHIPPS				
Inventor's Signature				Date		
Residence: City	State		Country	United State Chilzenshi	s of America D	
2319 Rosedown Drive Mailing Address						
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Name of Additional Joint Inventor, if any:		☐ A pet	ition has been filed fo	r lhis unsigned in	iventor	
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Altomey Docket Number 3802-165-27 NATL DECLARATION FOR UTILITY OR First Named Inventor Paul HALLENBECK DESIGN COMPLETE IF KNOWN PATENT APPLICATION (37 CFR 1.63) Application Number 10/553,459 Filino Date 17 October 2005 Declaration Declaration OR Submitted after Initial Submitted Art Unit Filing (surcharge With Initial Filling (37 CFR 1.16 (e)) Examiner Name required) I hereby declare that: Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: FLAP ENDONUCLEASE 1 (FEN 1) REGULATORY SEQUENCES AND USES THEREOF (Title of the Invention) the specification of which is attached hereto Lx. was filed on (MM/DD/YYYY) 10/17/2005 as United States Application Number or PCT International Application Number and was amended on (MWDD/YYYY) (if applicable). 10/553,459 I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 1.19(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. Prior Foreign Application Foreign Filing Date Priority Certified Copy Attached? Country (MM/DD/YYYY) Number(s) Not Claimed Yes X 04/15/2004 PCT/US2004/092396 WO

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 4]

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DECLARATION — Utility or Design Patent Application

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Residence: City

5 Jean Drive Mailing Address Mailing Address East Lyme

City

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DECLARATION

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Supplemental Sheet

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Name of Additional Joint Inventor, if any:		A pelil	lion h	nas been filed for this	unsigned in	ventor
Given Name (first and middle (if any)		Family Name	e or S	Sumame		
Sandrina		PHIPPS				
Inventor's Signature					Date	
Residence: City	State		Cour	nlry	United States Citizenship	
2319 Rosedown Drive Mailing Address		-				
Mailing Address						•
Reston City	Virgini: State			20191 Zip	United Sta	tes of America
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DESCRIPTION ON OTHER TOR	First Named Inventor	

	DECLAR		N FOR	UTILITY OR	First Named Inventor Paul HALLENBECK					
	PAT	ENT A	APPLIC	CATION	COMPLETE IF KNOWN					
		(37 C	FR 1.6	53)	Application Number	10/553,459				
	Declaration		x	Declaration	Filing Date	17 October 2005				
	Submitted With Initial	OR		Submitted after Initial Filing (surcharge	Art Unit					
_	Filing	··		(37 CFR 1.16 (e)) required)	Examiner Name					
					•					

I hereby declare that:									
Each inventor's residence, ma	iling address, a	and citizenship are as staled b	pelow next to their name.						
I believe the inventor(s) name which a patent is sought on the) of the subject matter wi	hich is claimed and for					
FLAP ENDONUCLEASE 1 (FEN 1) REGULATORY SEQUENCES AND USES THEREOF									
the specification of which		(Title of the Invention)							
is attached hereto									
OR		·							
was filed on (MM/DD/YYYY) 10/17/2005 as United States Application Number or PCT International									
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I hereby state that I have revie amended by any amendment	wed and under specifically refe	stand the contents of the aborred to above.	ve identified specification	n, including the claims, as					
I acknowledge the duty to discontinuation-in-part application and the national or PCT international contents.	ns, material Info ational filing da	ormation which became avail te of the continuation-in-part	lable between the filing of application.	date of the prior application					
I hereby claim foreign priority	benefits unde	r 35 U.S.C. 119(a)-(d) or (f).	or 365(b) of any foreig	in application(s) for patent,					
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Prior Foreign Application	_	Foreign Filing Date	Priority	Certified Copy Attached?					
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Additional foreign applicat	ion numbers ar	e listed on a supplemental pri	ority data sheet PTO/SB	/02B attached hereto.					

[Page 1 of 4]

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Inventor's Signature									Date
Residence: City	State			Coun	try			Citizer	•
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Mailing Address 1207 Tullamore Circle									·
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DECLARATION		Supplemental	Sheet	Page —	3_of_4
Name of Additional Joint Inventor, if any:		A petition	n has been filed for thi	s unsigned inve	entor
Given Name (first and middle (if any)		Family Name	or Surname		
Carl		HAY			
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John		JAKUBCZAK			
Inventor's Signature		Date			
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5 Jean Drive Mailing Address					
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ADDITIONAL INVENTOR(S) DECLARATION Supplemental Sheet Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any) Family Name or Sumame Sandrina PHIPPS Inventor's Signalure Date United States of America Residence: City State Country Cilizenship 2319 Rosedown Drive Mailing Address Mailing Address Resion Virginia 20181 United States of America City State Zip Country Name of Additional Joint Inventor, if any: A pelition has been filed for this unsigned inventor Given Name (first and middle (if any) Family Name or Surname Date inventor's Signature Residence: City State Country Cilizenship Mailing Address Mailing Address City State Zip Country Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any) Family Name or Surname Inventor's Signature Date Residence: City Country Cilizenship Mailing Address Mailing Address

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DECLARATION FOR UTILITY OR

Altomey Docket Number

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DECLARATION — Utility or Design Patent Application

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United States of America

Country

ADDITIONAL INVENTOR(S) DECLARATION Supplemental Sheet Page - \Box A pelition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Given Name (first and middle (if any) Family Name or Surname Carl HAY inventor's Date Signature U.S.A. United States of America Maryland Damascus Cillzenship Residence: City State Country 28301 Haneysuckie Drive Mailing Address Mailing Address Damascus Maryland 20872 United States of America Cily State Zip Country Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any) Family Name or Sumame Ying HUANG Dale Inventor's Signature Oleny Residence: City Maryland State U.S.A. Country Cilizenship 5030 Tothill Drive Mailing Address Mailing Address Maryland State 20832 Zip Oleny City United States of America Country Name of Additional Joint Inventor, if any: A petition has been flied for this unsigned inventor Given Name (first and middle (if any) Family Name or Surname 1950 11 11 11 Sept 26, 2006 East Lyme Residence: City Conneticut United States of America United States State Country Citizenship 5 Jean Drive Mailing Address Mailing Address East Lyme Conneticut 06333

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Name of Additional Joint Inventor, if any:		□ Аре	tilion	has been filed for this	unsigned i	nventor	
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DECLARATION FOR UTILITY OR

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PATENT APPLICATION

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Paul HALLENBECK

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